

# KAPLAN & GILMAN, L.L.P. COUNSELORS AT LAW

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March 11, 2004

MICHAEL R. GILMAN\*  
JEFFREY I. KAPLAN  
TIMOTHY X. GIBSON  
MATTHEW B. DERNIER

PATENT AGENT  
LI ZHENG\*\*

Mr. Elliott Porco  
Mr. Nikolay Nikolayev  
Nova Resolution Industries, Inc.  
P.O. Box 240  
Bronx, NY 10461

\* ADMITTED NY & CT ONLY  
\*\* ADMITTED CHINA ONLY

Re: U.S. Patent Application Serial No. 10/722,779 for:  
**DATA GENERATING DEVICE FOR BULK VENDING MACHINES**  
Our Reference No. 161/107

Gentlemen:

We are pleased to report that the above-referenced patent application was filed in the U.S. Patent and Trademark Office on November 26, 2003. It has been assigned the above-referenced serial number. A copy of the official filing receipt is enclosed.

You should also note that the foreign priority filing deadline is November 26, 2004. While we will try and notify you as this deadline approaches, we urge you to kindly keep track of this important deadline yourselves.

Also enclosed please find a Declaration and Power of Attorney, as well as an Assignment document, which we ask that Nik kindly sign and date where indicated, having the Assignment notarized, if possible. Kindly return these signed documents to this office as soon as possible for filing in the U.S. Patent and Trademark Office. The deadline to file these documents is April 27, 2004, but extensions are possible with payment of governmental extension fees.

Also enclosed is a copy of the application as filed.

Should you have any questions, please call.

Very truly yours,

KAPLAN & GILMAN, L.L.P.

  
Michael R. Gilman  
mgilman@kaplangilman.com

MRG/pa  
Enclosures

F:\CLIENTS\NOVA RESOLUTION\PATENTS\161-107\PORCO AND NIKOLAYEV LTR L ENCL DOCS TO SIGN.DOC

# Assignment of Patent Rights

Dated: \_\_\_\_\_, 2004

Assignor: Nikolay Nikolayev  
Address: 84-10 34<sup>th</sup> Avenue  
Flushing, NY 11372

Assignee: Nova Resolution Industries, Inc.  
Address: P.O. Box 240  
Bronx, NY 10461

If there is more than one Assignor or Assignee, the words "Assignor" and "Assignee" shall include them.

This assignment relates to:

☐ a United States patent application signed by Assignor on \_\_\_\_\_, 20\_\_ and entitled \_\_\_\_\_; or

☒ a United States patent application filed in the U.S. Patent and Trademark Office on November 26, 2003 assigned Serial No. 10/722,779; or

☐ an issued United States patent, issued on \_\_\_\_\_, 20\_\_, under United States Patent No. \_\_\_\_\_.

This patent application or issued patent is hereinafter referred to as "the Patent".

Assignor has received Ten Dollars (\$10.00) and other good and valuable consideration for this assignment.

Assignor assigns to Assignee all of Assignor's right, title and interest in the Patent, the invention described and claimed in the Patent, and all patents that may issue based on the invention and on the Patent in the United States *and in every foreign country*, including the right to enforce the Patent for infringement accrued prior to the effective date of this assignment. *Assignor also assigns to Assignee all priority rights in the Patent.\**

*In those countries where permitted, the Assignor authorizes the Assignee to apply for patents for the invention directly in Assignee's name.\** Assignor authorizes the Commissioner of Patents and Trademarks or other governmental authority to issue all patents for the invention directly to Assignee.

Assignor states that Assignor has the right to grant to Assignee the rights which are assigned by this assignment. Assignor will sign any additional documents as may be needed to carry out the purpose of this assignment.

This assignment is binding on all parties who lawfully succeed to the rights of or take the place of Assignor or Assignee.

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\* Strike italicized sections only if foreign rights are not intended to be assigned.

The undersigned hereby grant(s) to the firm of Kaplan & Gilman, L.L.P., 900 Route 9 North, Woodbridge, New Jersey 07095, the power to insert on this assignment any further identification of the Patent which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office concerning recordation of this document.

The effective date of this assignment is the date at the top of this assignment.

**SIGNATURE(S)**

**DATE**

**TYPED OR PRINTED NAME(S)**

<hr/>			<hr/>
First Name	Middle Initial	Last Name	Nikolay Nikolayev

**STATE OF**

**COUNTY OF**

On \_\_\_\_\_ before me personally came Nikolay Nikolayev to me known to be the Assignor described in and who executed the foregoing Assignment, and the Assignor duly acknowledged to me execution of the same.

\_\_\_\_\_  
Notary Public

## **Declaration and Power of Attorney**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled DATA GENERATING DEVICE FOR BULK VENDING MACHINES the specification of which was filed on November 26, 2003, as Application Serial No. 10/722,779 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to the examination of this application in accordance with Title 37 Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

### **Prior Foreign Application(s)**

**NONE**

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

### **Prior United States Application(s)**

**NONE**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint:

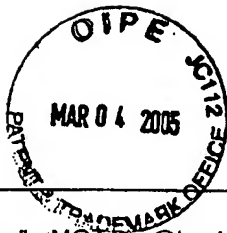
Jeffrey I. Kaplan (Reg. No. 34,356)  
Michael R. Gilman (Reg. No. 34,826)  
Timothy X. Gibson (Reg. No. 40,618)  
Matthew B. Dernier (Reg. No. 40,989)

whose address is KAPLAN & GILMAN, L.L.P., 900 Route 9 North, Woodbridge, New Jersey 07095 (telephone (732) 634-7634) jointly and severally my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Direct correspondence and telephone calls to: Michael R. Gilman, Esq.

**INVENTOR(S)**

Full name of <b>NAMED INVENTOR</b> :	<u>Nikolay Nikolayev</u>
Inventor's Signature:	<u>X</u>
Date:	<u>X</u>
Residence:	<u>84-10 34<sup>th</sup> Avenue</u> <u>Flushing, NY 11372</u>
Citizenship:	<u>U.S.A.</u>
Post Office Address:	<u>(same)</u>



**Michael Gilman**

---

**From:** "Michael Gilman" <MGilman@kaplangilman.com>  
**To:** "Nikolay Nikolayev" <nnikolayev@aol.com>  
**Cc:** "Elliott Porco" <EZcount@aol.com>  
**Sent:** Monday, March 15, 2004 4:44 PM  
**Attach:** Porco6 - Data Gen. for '795.doc; Assignment.doc; Dec & POA for 161-107.doc  
**Subject:** New Data Generating Device Patent Application

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**CONFIDENTIAL - ATTORNEY/CLIENT COMMUNICATION:**

The information contained in this message and/or in any attachment hereto, is privileged and confidential. It is intended only to be read by the individual or entity named above or their designee. If the reader of this message is not the intended recipient, you are on notice not to read the message or any of the attachments, if any, and that any distribution of this message or any attachment, in any form, is strictly prohibited. If you have received this message in error, please immediately notify the sender by telephone at (732) 634-7634, or by e-mail at [mgilman@kaplangilman.com](mailto:mgilman@kaplangilman.com), and delete or destroy any copy of this message and/or any attachment.

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Dear Nik:

How are you?

Per Elliott's request, I am attaching hereto the patent application filed last Nov, 2003 for the above, along with the Declaration and POA and the Assignment we need for you to execute (the Assignment before a Notary Public, if possible).

Once you have them executed, please send them either to Elliott or directly to me.

Thanks.

Very truly yours,

Michael R. Gilman  
KAPLAN & GILMAN, LLP  
900 U.S. Highway 9 North  
Woodbridge, NJ 07095  
(732) 634-7634  
(732) 634-6887 fax  
[mgilman@kaplangilman.com](mailto:mgilman@kaplangilman.com)  
[www.kaplangilman.com](http://www.kaplangilman.com)

3/15/2004

## **Declaration and Power of Attorney**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled DATA GENERATING DEVICE FOR BULK VENDING MACHINES the specification of which was filed on November 26, 2003, as Application Serial No. 10/722,779 and was amended on \_\_\_\_\_ (if applicable).

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I hereby appoint:

**Jeffrey I. Kaplan (Reg. No. 34,356)**  
**Michael R. Gilman (Reg. No. 34,826)**  
**Timothy X. Gibson (Reg. No. 40,618)**  
**Matthew B. Dernier (Reg. No. 40,989)**

whose address is KAPLAN & GILMAN, L.L.P., 900 Route 9 North, Woodbridge, New Jersey 07095 (telephone (732) 634-7634) jointly and severally my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in

the Patent and Trademark Office connected therewith.

Direct correspondence and telephone calls to: Michael R. Gilman, Esq.

**INVENTOR(S)**

Full name of <b>NAMED INVENTOR</b> :	<u>Nikolay Nikolayev</u>
Inventor's Signature:	<u>X</u>
Date:	<u>X</u>
Residence:	<u>84-10 34<sup>th</sup> Avenue</u>
	<u>Flushing, NY 11372</u>
Citizenship:	<u>U.S.A.</u>
Post Office Address:	<u>(same)</u>



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Dated: \_\_\_\_\_, 2004

Assignor: **Nikolay Nikolayev**  
Address: 84-10 34<sup>th</sup> Avenue  
Flushing, NY 11372

Assignee: **Nova Resolution Industries, Inc.**  
Address: P.O. Box 240  
Bronx, NY 10461

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The effective date of this Assignment is the date at the top of this Assignment.

**SIGNATURE(S)**

**DATE**

**TYPED OR PRINTED NAME(S)**

_____	_____	_____	_____	<u>Nikolay Nikolayev</u>
First Name	Middle Initial	Last Name		

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

On \_\_\_\_\_ before me personally came Nikolay Nikolayev to me known to be the Assignor described in and who executed the foregoing Assignment, and the Assignor duly acknowledged to me execution of the same.

\_\_\_\_\_  
Notary Public